

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**MICHAEL RAY SIMMONS**

§  
§  
§  
§  
§  
§  
§  
§

**CASE NUMBER 1:03-CR-00075-TH**

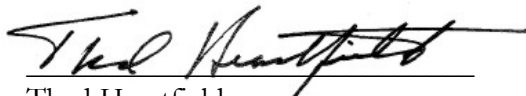
**ORDER ADOPTING REPORT AND RECOMMENDATION  
OF UNITED STATES MAGISTRATE JUDGE**

Before the court is a report and recommendation of the United States magistrate judge regarding the Defendant's competency for trial. The parties have not filed objections to the report.

Having conducted an independent review, the court concludes that the Defendant is competent to stand trial because he is able to understand the nature and consequences of the proceedings against him, and able to assist his attorney in his defense. It is therefore

**ORDERED** that the report and recommendation of the United States magistrate judge on the Defendant's competency to stand trial is **ADOPTED**. It is further **ORDERED** that the Defendant, Michael Ray Simmons, is competent. The speedy trial time shall be excluded from January 25, 2017 until the date of this order.

**SIGNED** this the 24 day of May, 2017.

  
Thad Heartfield  
United States District Judge